

Message Text

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ACTION DLOS-07

INFO OCT-01 AF-10 ARA-16 EUR-25 NEA-14 ISO-00 EA-11 RSC-01

CG-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00

NSC-07 PA-04 PRS-01 SP-03 SS-20 OIC-04 AID-20 CEQ-02

COA-02 COME-00 EB-11 EPA-04 IO-14 NSF-04 SCI-06 FEA-02

ACDA-19 AEC-11 AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00

OMB-01 DRC-01 TRSE-00 /276 W
----- 021429

R 051520Z JUL 74

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 4509

INFO AMEMBASSY BOGOTA

AMEMBASSY COLOMBO

AMEMBASSY DACCA

AMEMBASSY KINGSTON

AMEMBASSY LA PAZ

AMEMBASSY NEW DELHI

AMEMBASSY NUKU ALOFA BY POUCH

AMEMBASSY OTTAWA

AMEMBASSY PORT LOUIS

AMEMBASSY TANANARIVE

USIA WASHDC

USMISSION USUN

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FROM US DEL LOS

USIA FOR IPS AND IBS.

E.O. 11652: N/A

TAGS: PLOS

SUBJECT: LOS: SUMMARY OF GENERAL DEBATE 3 JULY

1. INDIA: MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS

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GOKHALE SET FORTH INDIAN VIEW OF BROAD ELEMENTS OF NEW

LEGAL ORDER FOR THE SEAS. FOLLOWING POINTS HIGHLIGHTED:

A) SHIFT IN INDIAN POSITION TOWARD COASTAL STATE SEABED JURISDICTION OVER CONTINENTAL MARGIN BEYOND 200 MILES, WITH REVENUE SHARING BEYOND 200 MILES; B) SUPPORT FOR PROPOSALS WHICH ENSURE SMOOTH AND UNIMPEDED TRANSIT OF VESSELS THROUGH STRAITS TRADITIONALLY USED FOR INTERNATIONAL NAVIGATION, WITH ACCOMMODATION OF COASTAL SECURITY, ENVIRONMENTAL AND RESOURCE INTERESTS; C) RECOGNITION OF REASONABLE ARCHIPELAGO CONCEPT PROVIDED THAT TRADITIONAL SHIPPING CHANNELS RESPECTED AND CONCEPT EXTENDS TO ARCHIPELAGOS WHICH ARE INTEGRAL PARTS OF COASTAL STATE (IN INDIA'S CASE, ANDAMAN AND NICOBAR ISLANDS AND LAKSHADWEEP ISLANDS); D) INDICATION THAT IMCO SHOULD SET VESSEL-SOURCE POLLUTION STANDARDS AND THAT COASTAL STATE POLLUTION JURISDICTION OVER VESSELS SHOULD BE LIMITED TO ENFORCEMENT OF INTERNATIONAL STANDARDS.

2. CANADA: MINISTER OF ENVIRONMENT AND FISHERIES JACK DAVIS REITERATED CANADA'S PROFOUND CONCERN WITH PROTECTION OF MARINE ENVIRONMENT IN GENERAL BECAUSE OF CANADA'S UNIQUE ECOLOGICAL CONDITIONS. HE STRESSED SPECIAL RIGHTS AND OBLIGATIONS OF COASTAL STATES IN THIS FIELD, INCLUDING RIGHT TO SUPPLEMENT INTERNATIONAL STANDARDS WHERE NECESSARY. ON FISHERIES, CANADA VIEWS 200-MILE ECONOMIC ZONE OR PATRIMONIAL SEA CONCEPT AS MAJOR STEP TOWARD RESOLUTION OF PROBLEM BUT WITH 4 ADDITIONAL PROVISIONS: A) SCIENTIFIC MANAGEMENT OF COASTAL STOCKS AS A WHOLE; B) PROHIBITION OF FISHING FOR ANADROMOUS STOCKS BEYOND ECONOMIC ZONE, WITH RECOGNITION OF PRIMARY INTERESTS OF STATE OF ORIGIN THROUGHOUT MIGRATORY RANGE OF SUCH STOCKS; C) COMPREHENSIVE INTERNATIONAL MANAGEMENT OF HIGHLY MIGRATORY STOCKS WITH ACCOMMODATION OF COASTAL STATE AUTHORITY WHEN SUCH STOCKS PRESENT IN ECONOMIC ZONE; D) OPTIMUM UTILIZATION, WITH FOREIGN STATE ACCESS ON EQUITABLE BASIS FOR SURPLUS BEYOND COASTAL STATE CAPACITY SUBJECT TO COASTAL STATE AUTHORITY AND REGULATIONS. DAVIS ALSO SUPPORTED EFFORTS TO REACH ACCOMMODATION ON ARCHIPELAGO CONCEPT IN VIEW OF CANADA'S ARCTIC ARCHIPELAGO.

3. COLOMBIA: COLOMBIAN FOREIGN MINISTER CONCENTRATED UPON EXPLANATION OF PATRIMONIAL SEA CONCEPT. HE EMPHASIZED THAT CONCEPT PROVIDES MEANS OF GIVING LEGAL FORM TO 200-MILE FIGURE, WHICH HAS SUCH POLITICAL FORCE AND IDENTIFICATION WITH NATIONAL ASPIRATIONS IN MANY STATES. (BY IMPLICATION LATIN AMERICAN UNCLASSIFIED

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220 MILERS.)

4. SRI LANKA: SRI LANKA REP PINTO DESCRIBED HIS VIEW OF EXCLUSIVE FISHERY ZONE, WITHIN EXCLUSIVE ECONOMIC ZONE. HE STRESSED EXCLUSIVE CHARACTER OF COASTAL JURISDICTION OVER FISHERIES, INCLUDING ACTUAL OWNERSHIP OF STOCKS WITHIN ZONE AND SOLE AUTHORITY FOR IMPLEMENTING AND ENFORCING CONSERVATION AND MANAGEMENT REGULATIONS. PINTO ADDED THAT CONCEPT SHOULD BE

QUALIFIED BY PROVISION FOR CONSERVATION AND MANAGEMENT OF HIGHLY
MIGRATORY SPECIES AND SUGGESTED ROLE FOR FAO REGIONAL
FISHERIES COMMISSIONS IN THIS REGARD. HE ALSO CALLED FOR FULL
EXPLOITATION OF FISHERY STOCKS AND DESIRABILITY OF FOREIGN STATE
ACCESS UNTIL COASTAL STATE CAPACITY TO HARVEST REACHES FULL
EXPLOITATION. PAYMENT OF LICENSE FEES TO COASTAL STATE,
TRANSFER OF TECHNOLOGY AND ESTABLISHMENT OF JOINT VENTURES
WERE SUGGESTED AS CONCOMITANTS OF FOREIGN ACCESS IN
"TRANSITIONAL" PERIOD.

5. BOLIVIA: AMB. MADEIROS QUEREJAZU DEVOTED STATEMENT TO
LEGAL PRECEDENTS FOR RIGHTS OF LAND-LOCKED (L/L) STATES AND
DEVELOPMENT OF TWO MAJOR POINTS: (1) FREE ACCESS TO AND FROM
THE SEA FOR L/L AND (2) PARTICIPATION IN THE EXPLOITATION OF THE
MARINE RESOURCES BEYOND TERRITORIAL SEA. HE NOTED THAT UNILATERAL
DECLARATIONS ON PIECEMEAL EXTENSIONS OF NATIONAL JURISDICTION
ARE IN FACT EXPANSIONS OF DOMINION OF COASTAL STATES OVER
NATIONAL RESOURCES AND CONTENTS OF SUPERJACENT WATERS. FURTHER,
ANY EXTENSION BY COASTAL STATE MUST BE COMPENSATED IN BEHALF OF
INTERNATIONAL COMMUNITY, ESPECIALLY L/L.

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6. MAURITIUS: MINISTER OF JUSTICE BUSSIER, DESCRIBED RESOURCES OF SEA AS HIS NATION'S HOPE TO BREAK ECONOMIC DEPENDENCE ON SINGLE CROP (SUGAR). IN LOW KEY REMARKS ON SUBSTANCE, HE ENDORSED ARCHIPELAGO CONCEPT, DESCRIBING MAURITIUS AS AN ARCHIPELAGO NATION, AND ADVOCATED COASTAL STATE JURISDICTION OVER ENTIRE CONTINENTAL MARGIN. MAURITIUS' TOURISM, HE NOTED, IS LINKED TO PRESERVATION OF MARINE ENVIRONMENT. HE ALSO MADE BRIEF REFERENCE TO IOPZ (IN FAVOR).

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7. TONGA: CROWN PRINCE TUPOUTOA DELIVERED ELOQUENT DESCRIPTION OF PERCEPTION OF OCEANS SHARED BY PACIFIC AND POLYNESIAN PEOPLES AND OF THEIR INTIMATE RELATIONSHIP WITH SEA. HE DESCRIBED TONGA'S BOUNDARIES (BASED ON GEOGRAPHIC COORDINATES RATHER THAN LAND POINTS) AS "ANALOGUE" OF ARCHIPELAGO CONCEPT. AFTER REFERRING TO MINERVA REEF DISPUTE, TUPOUTAO EMPHASIZED IMPORTANCE OF ISLAND QUESTION TO TONGA AND ITS INTENTION TO PARTICIPATE FULLY IN CONFERENCE DELIBERATIONS ON IT.

8. BANGLADESH: JUSTICE CHOWDHURY STRESSED THEIR ECONOMIC PLIGHT, DEPENDENCE ON SEA AND ITS RESOURCES, AND NEED TO REAFFIRM NATIONAL JURISDICTION TO 12-MILE TERRITORIAL SEA AND EXCLUSIVE 200 MILE ECONOMIC ZONE. BANGLADESH SUPPORTS CONCEPT OF CONTIGUOUS ZONE, CONSERVATION ZONES, AND PRINCIPLE OF COMMON HERITAGE IN INTERNATIONAL WATERS.

9. JAMAICA: DUDLEY THOMPSON LECTURED PLENARY ON PLIGHT OF LDCs AND URGED LATTER TO RESPOND TO "DISCIPLINE OF MUTUAL DISTRESS" TO REDRESS INJUSTICES OF PAST. THOMPSON URGED CONFERENCE TO CONSIDER CARIBBEAN AS SPECIAL ZONE TO PERMIT RIGHTS OF ACCESS IN ECONOMIC ZONES FOR TRADITIONAL FISHERIES. HE ALSO NOTED LA GROUP SUPPORT FOR JAMAICA AS SITE OF HQ OF INTERNATIONAL AUTHORITY TO BE ESTABLISHED.

10 MADAGASCAR AND CONGO: BOTH MADE INDIVIDUAL LEGAL REVIEWS OF DEVELOPMENT OF LAW OF SEA CONCENTRATING ON OAU PRINCIPLES WITH FEW NATIONAL SPECIFICS.

1. ALBANIA: AMB. PLAKA DELIVERED VITRIOLIC ATTACK ON SOVS
AND US AS IMPERIALIST PLUNDERERS, OPPRESSORS, AGGRESSORS,
AND PIRATES. STATEMENT, WHICH DID NOT TOUCH ON
ALBANIA'S SPECIFIC LOS POSITIONS, WAS INTERRUPTED ON
POINT OF ORDER BY SOVS ON QUESTION OF RELEVANCY, BUT
PLAKA WAS PERMITTED TO CONTINUE. US HAD CHAIR VACANT
DELIBERATELY DURING STATEMENT AND SHORT GENERAL REPLY
TO ATTACK WILL BE INCLUDED IN US STATEMENT LATER.
STEVENSON

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